IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 789 (M/B) 2003

Sayeed Akthar
S/o Late Zulfikar Ahmad Qureshi,
R/o Mohalla Khatari,
Ram Nagar, Nainital ---Petitioner

Versus

Nagar Palika Parishad Ramnagar,
Through its Executive Officer,
District Nainital. ---Respondents.

Mr. S.N. Babulkar, Advocate for the petitioner.
Mr. N.B. Tiwari, C.S.C. for the respondents.

Coram: Hon.S.H.Kapadia, C.J.
Hon. Irshad Hussain, J.

Date: 30.08.2003:

PC:

Petitioner is in the business of selling buffalo meat at Ram Nagar. The Nagar Palika Prishad issued a public auction notice in the New-paper for inviting the tenders of auctioning of buffalo meat shops in Khatari and Gularghatti at Bara Meat Market, Nagar Palika Parishad area Ramnagar, Ditt. Nainital. Public auction notice was issued on 21.02.2003. One of the conditions of the auction was that meat shall be sold at Rs. 25/(Rupees Twenty Five only) per kilogram.

Petitioner states that he was not aware of the condition. He states that rates were introduced subsequently in the conditions. He want meat to be sole @ Rs. 30/-per kg. or atleast Rs. 28/- per kg. there is no merit in the writ petition. the auction condition clearly indicates that mutton will be sold at Rs. 25/- (Rupees Twenty Five only).

The writ petition is rejected.

(Irshad Husain, J.) **(S.H. Kapadia, C.J.)**

AK: